

**RECEIVED
CENTRAL FAX CENTER****MAR 01 2005****SETTER OLLILA LLC**

Intellectual Property Law Firm

2060 BROADWAY, SUITE 300
BOULDER, CO 80302
PHONE 303-938-9999
FACSIMILE 303-938-9995**FACSIMILE TRANSMISSION**

DATE: March 1, 2005

FROM:

Kyle J. Way, Reg. 45,549

TELEPHONE: (303) 938-9999 ext. 21**NUMBER OF PAGES (including this page):**

4

EMAIL: kway@soiplaw.com**TO:**Mailstop: Issue Fee
Commissioner for Patents
United States Patent and
Trademark Office**TELEPHONE:****RE:**Application No. 09/898,922
Filed: 7/3/2001
Art Unit: 2128
Examiner: Russell Warren Frejd
Inv.: Benjamin J. Parker
Docket No. 1561**FAX:** (703) 872-9306**MESSAGE** Attached are the following:

1. Transmittal (one page);
2. Comments on Statement of Reasons for Allowance, (2 pages).

IF YOU DO NOT RECEIVE ALL PAGES, PLEASE CALL 303-938-9999

THIS TELECOPY IS INTENDED ONLY FOR THE USE OF THE PERSON TO WHOM IT IS ADDRESSED, AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

PTO/SS,21 (05-04)


Approved for use through 07/31/2006. OMB 0651-0031

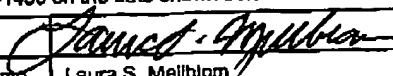
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/898,922; Confirmation 1938	
	Filing Date	7/3/2001	
	First Named Inventor	Benjamin J. Parker	
	Art Unit	2128	
	Examiner Name	Russell Warren Frejd	
Total Number of Pages In This Submission	2	Attorney Docket Number	1561

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input checked="" type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Comments on Statement of Reasons for Allowance (2 pages).
Remarks It is believed that no fees are due in this matter. However, if it is determined that fees are due, the Commissioner is authorized to debit Deposit Account No. 210765 for the required fees.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	SETTER OLLILA LLC		
Signature			
Printed Name	Kyle J. Way		
Date	3/1/05	Reg. No.	45,549

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Signature		Date
Typed or printed name	Laura S. Mellblom	Date
		3-1-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

Practitioner's Docket No. 1561

PATENT RECEIVED
CENTRAL FAX CENTER**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****MAR 01 2005**

In re application of: Benjamin J. Parker

Application No.: 09/898,922

Filed: 07-03-2001

Group No.: 2128

Examiner: Russell Warren Frejd

For: COMMUNICATION MEDIA SIMULATION FOR A SERVICE PROVIDER

Mailstop: ISSUE FEE

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

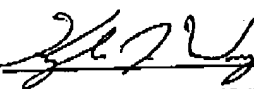
In response to the Notice of Allowance and the accompanying Statement of Reasons for Allowance dated January 26, 2005, please consider the following comments:

In the Statement of Reasons for Allowance, "the examiner concludes that the term "tunable" in the claims of the present invention describes the use of variable components to vary the load on the line wire in a manner not limited to the fixed increments of the current wire line simulators." Section 2.3, page 2, of the Reasons for Allowance. While the variable components may be employed to vary the load in a manner not limited to fixed increments, other structures not employing variable components may also be utilized to vary the load in the same fashion. For example, the current specification indicates that an analog-to-digital (A/D) converter, a processor and a digital-to-analog (D/A) converter may be employed to convert a service provider signal into an analog signal that "can then be used to simulate a condition to a service provider." Page 10, lines 18-29. Thus, the Assignee respectfully asserts that the scope of the claims of the current application is not limited to the use of variable components, such as variable resistors, variable inductors, or variable capacitors.

The Assignee believes no additional fees are due with respect to this filing. However, should the Office determine additional fees are necessary, the Office is hereby authorized to charge Deposit Account No. 21-0765.

Respectfully submitted,

Date: 3/1/05



SIGNATURE OF PRACTITIONER

Kyle J. Way, Reg. No. 45,549

Setter Ollila LLC

Telephone: (303) 938-9999 ext. 21

Facsimile: (303) 938-9995

Correspondence address:

CUSTOMER NO. 28004

Attn: Harley R. Ball
6391 Sprint Parkway
Mailstop: KSOPHT0101-Z2100
Overland Park, KS 66251-2100